

The Honorable Richard A. Jones

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

DEBORAH FRAME-WILSON, CHRISTIAN SABOL, SAMANTHIA RUSSELL, ARTHUR SCHAREIN, LIONEL KEROS, NATHAN CHANEY, CHRIS GULLEY, SHERYL TAYLOR-HOLLY, ANTHONY COURTNEY, DAVE WESTROPE, STACY DUTILL, SARAH ARRINGTON, MARY ELLIOT, HEATHER GEESEY, STEVE MORTILLARO, CHAUNDA LEWIS, ADRIEN HENNEN, GLENDA R. HILL, GAIL MURPHY, PHYLLIS HUSTER, and GERRY KOCHENDORFER, on behalf of themselves and all others similarly situated,

Plaintiffs.

V

AMAZON.COM, INC., a Delaware corporation.

Defendant.

Case No. 2:20-cv-00424-RAJ

DECLARATION OF STEVE W.
BERMAN IN SUPPORT OF
PLAINTIFFS' MOTION TO COMPEL
26(F) CONFERENCE UNDER FEDERAL
RULE OF CIVIL PROCEDURE 37

**NOTED FOR MOTION CALENDAR:
April 15, 2022**

1 I, STEVE W. BERMAN, declare as follows:

2 I am an attorney duly licensed to practice law before this court. I am a member of the
3 Washington Bar and the Illinois Bar, and am a founder and the national managing partner of
4 Hagens Berman Sobol Shapiro LLP (“Hagens Berman”), and Counsel for Plaintiffs in *Frame-*
5 *Wilson et al. v. Amazon.com, Inc.*, 2:20-cv-00424-RAJ (W.D. Wash.). Based on personal
6 knowledge or discussions with counsel in my firm of the matters stated herein, if called upon, I
7 could and would competently testify thereto.

8 1. Plaintiffs’ counsel met and conferred on March 24, 2022, on a Teams call with
9 counsel for Amazon to discuss scheduling a 26(f) conference and beginning discovery in this
10 long-pending case. On the call, Amazon responded that Plaintiffs’ request to schedule a 26(f)
11 conference was “premature” because Amazon planned to file a motion for clarification/
12 reconsideration of the Court’s order. But, as Plaintiffs pointed out on the call, the local rules
13 expressly provide that motions for reconsideration do not stay discovery and there is no such
14 motion as a motion for “clarification”.

15 I declare under penalty of perjury under the laws of the United States that the foregoing is
16 true and correct.

17 Executed this 31st day of March, 2022 at Seattle, Washington.

18 _____
19 /s/ Steve W. Berman
20 Steve W. Berman
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CERTIFICATE OF SERVICE

I hereby certify that on March 31, 2022, a true and correct copy of the foregoing was filed electronically by CM/ECF, which caused notice to be sent to all counsel of record.

/s/ Steve W. Berman